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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

PATRICK EMMERSON, an individual,

Plaintiff,

vs.

LV PETROLEUM, LLC, a Nevada
limited liability company,

Defendant.

CASE NO. 2:25-cv-00961-MDC

**JOINT STATUS REPORT
REGARDING REMOVAL**

Plaintiff Patrick Emmerson (“Plaintiff”) and Defendant LV Petroleum, LLC, (“Defendant”), by and through their respective undersigned counsel, provide the following information in response to the Court’s June 2, 2025, Minute Order. [ECF No. 4].

1. On May 5, 2025, Plaintiff filed this civil action against Defendant in the Eighth Judicial District Court of Nevada, Clark County, styled *Patrick Emmerson v LV Petroleum, LLC*, Case No. A-25-918303-C. (the “State Court Action”).

2. On May 14, 2025, Defendant waived service of the Summons and Complaint, which made the Defendant’s responsive pleading due on July 14, 2025.

3. On May 30, 2025, Defendant filed its Notice of Removal in this Court to remove the State Court Action to this Court based on federal question jurisdiction. [ECF No. 1]. Plaintiff does not agree that removal was proper on this basis and filed a motion to

1 remand. [ECF No.13].

2 4. Removal occurred less than 30 days after Defendant waived service. There
3 is currently one named Plaintiff and one named Defendant.

4 5. Defendant's responsive pleading was filed on June 9, 2025 [ECF No.11].

5 6. There is a pending Motion to Remand this matter to the Eighth Judicial
6 District Court of Nevada requiring the Court's attention. [ECF No. 13]. Defendant intends
7 to file a response to the pending Motion to Remand on or before July 11, 2025, as directed
8 by the Court.

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10 Dated: July 2, 2025.

11 **GREENBERG GROSS, LLP**

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14 /s/ Michael A. Burnette
15 Michael A. Burnette
16 Attorney for Plaintiff

**GORDON REES SCULLY
MANSUKHANI, LLP**

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19 /s/ Lori N. Brown
20 Lori N. Brown
21 Attorney for Defendant
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CERTIFICATE OF SERVICE

I hereby certify that on July 2, 2025, and pursuant to Fed. R. Civ. Pro. 5, I served a true and correct copy of the foregoing document via CM/ECF and email to the following:

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